

COMMERCE, JUSTICE, SCIENCE,  
AND RELATED AGENCIES APPROPRIATIONS ACT, 2013

SPEECH OF

**HON. STEVEN R. ROTHMAN**

OF NEW JERSEY

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, May 8, 2012*

The House in Committee of the Whole House on the state of the Union had under consideration the bill (H.R. 5326) making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2013, and for other purposes:

Mr. ROTHMAN of New Jersey. Mr. Chair, I rise in strong support of the Department of Justice's (DOJ) final rule detailing requirements for accessible entry and exit for pools and spas under the Americans with Disabilities Act (ADA), and in opposition to a provision included in the Commerce, Justice, and Science FY13 Appropriations Bill to inhibit DOJ's enforcement of this important rule.

Over twenty years after the passage of the Americans with Disabilities Act, the accessibility of swimming pools and other recreational facilities remains important to people with disabilities around the country. The 54 million Americans living with disabilities deserve to finally be able to enjoy these facilities to the same extent as others in our society.

The Department's process to develop accessibility guidelines for swimming pools began over 7 years ago on September 30, 2004, and the DOJ published the final rule on September 2010 after receiving feedback from all stakeholders and the public. DOJ delayed compliance until May 21, 2012 and issued guidance at the beginning of this year, clarifying the intent of the final rule.

The final rule ensures that small, family-owned business are not overburdened, by only requiring installation of fixed pool lifts for existing pools and spas if it is "readily achievable," meaning that it is not overly costly or burdensome. It strikes an appropriate balance between the needs of Americans living with disabilities and our businesses.

The need for pools and spas to be accessible for people with disabilities is not a new idea, but one that has been in federal law for more than 2 decades. The requirement to remove barriers to accessibility to swimming pools for people with disabilities has been part of the statutory requirement under the Americans with Disabilities Act since it was passed in 1990, almost 22 years ago. The regulatory process is functioning just as it was intended to.

People with disabilities should be able to enjoy the same recreational amenities and opportunities as every other American. Delaying the effective date of the regulations any further will mean another season where people with disabilities will be denied the opportunity to use pools when they travel on vacations with their families or on business.

JADA HERRERA

**HON. ED PERLMUTTER**

OF COLORADO

IN THE HOUSE OF REPRESENTATIVES

*Thursday, May 10, 2012*

Mr. PERLMUTTER. Mr. Speaker, I rise today to recognize and applaud Jada Herrera for receiving the Arvada Wheat Ridge Service Ambassadors for Youth award. Jada Herrera is a 7th grader at Wheat Ridge 5-8 and received this award because her determination and hard work have allowed her to overcome adversities.

The dedication demonstrated by Jada Herrera is exemplary of the type of achievement that can be attained with hard work and perseverance. It is essential students at all levels strive to make the most of their education and develop a work ethic which will guide them for the rest of their lives.

I extend my deepest congratulations to Jada Herrera for winning the Arvada Wheat Ridge Service Ambassadors for Youth award. I have no doubt she will exhibit the same dedication and character in all her future accomplishments.

IN MEMORY OF DR. ZEB F.  
POINDEXTER, JR.

**HON. AL GREEN**

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Thursday, May 10, 2012*

Mr. AL GREEN of Texas. Mr. Speaker, I would like to honor the memory of a trailblazer, Dr. Zeb Ferdinand Poindexter, Jr. With exceptional distinction, Dr. Poindexter served his community and acted as a role model for young people from diverse backgrounds.

Dr. Poindexter was born in Fort Worth, TX on April 5, 1929. He excelled in school, graduating from Wiley College with a B.S. in 1949 and then Texas Southern University with an M.S. in Endocrinology in 1952. Dr. Poindexter, upon completion of his Master of Science, served our great nation as a Second Lieutenant and later Captain in the United States Air Force. Later, he and the University of Texas (UT) took a bold and historically meaningful step forward when he was accepted into University of Texas School of Dentistry in Houston. He became the first African American to receive a doctoral degree from the school in 1956.

Dr. Poindexter's graduation from and association with the University of Texas (UT) literally changed the image of UT. His indelible example can continue to impact future generations of UT graduates, should UT take another bold and historically meaningful step forward by naming the School of Dentistry in his honor. It would symbolize his commitment to UT, and memorialize UT's commitment to inclusivity and diversity.

After receiving his degree from UT, Dr. Poindexter opened the first dental clinic in south Houston. The clinic still stands as a landmark to his achievement in the Sunnyside neighborhood. After establishing his practice, he went on to form the Zeb F. Poindexter, Jr. Chapter of the Student National Dental Association, and become the first black member of both the University of Texas Dental School

faculty and the Houston District Dental Society.

Dr. Poindexter's leadership and community service have been consistently recognized by his colleagues. Amongst other honors, Dr. Poindexter became the president of the Gulf State Dental Association, life member of the Alpha Phi Alpha Fraternity, Incorporated, board member of the Urban League, and received the University of Texas Outstanding Alumnus Award in 1990.

Finally, Mr. Speaker, Dr. Poindexter will be dearly missed by his wife of 58 years, Ruby Poindexter, son, Dr. Zeb F. Poindexter, III, and daughters, Merlene Russell and Eleanor Patricia Dixon. He is also survived by his sisters, Revodia Johnson, Vandetta King, his brother, James Poindexter, and numerous nieces, nephews, grandchildren, great-grandchildren and great-great grandchildren. He will be remembered in the city of Houston as a dedicated public servant and principled leader.

SUPPORTING THE GOALS AND  
IDEALS OF NATIONAL TEACHER  
DAY

**HON. RUBÉN HINOJOSA**

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Thursday, May 10, 2012*

Mr. HINOJOSA. Mr. Speaker, I rise in support of H. Res. 645 to urge my colleagues and our nation to observe Teacher Appreciation Week and the monumental contributions of America's teachers.

As a cosponsor of H. Res. 645, I commend our nation's teachers for their tireless work on behalf of millions of students and families; their knowledge and expertise; and their selfless dedication to their profession.

Throughout the year, our nation's teachers spend countless hours preparing lesson plans, evaluating student progress, counseling students and families, and instilling the vital importance of civic responsibility and national service.

In South Texas, we are fortunate to have exceptional educators who work day in and day out to educate and prepare children, youth, and adult learners to lead prosperous and healthy lives.

I especially want to thank Dr. Daniel King, Superintendent of the Pharr-San Juan-Alamo (PSJA) Independent School District, for honoring 44 of PSJA's teachers of the year this month.

Today, it's truly an honor for me to recognize and congratulate two of PSJA's outstanding teachers of year: my daughter, Iliana Hinojosa, a pre-kindergarten teacher at Dr. William Long Elementary who was selected as the PSJA Elementary District Teacher of the Year; and Agnes Ocampo, a science teacher at PSJA Memorial High School who was selected as the PSJA Secondary District Teacher of the Year.

Due to their hard work and extraordinary commitment to students and academic excellence, Iliana and Agnes have advanced to the regional competition. This is quite an accomplishment!

Iliana Hinojosa and Agnes Ocampo are shining examples of what can be achieved in our nation's classrooms. By instilling a love of learning in our children and ensuring that they